

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No. 2769

MARSHALL et al.

Allowed: February 24, 2004

Serial No. 09/923,341

Atty Ref.: 124-880

Filed: August 8, 2001

TC/A.U.: 2815

For: PHOTODETECTOR CIRCUIT

Examiner: Joseph Nguyen

* * * * *

July 26, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW FROM ISSUE UNDER 37 CFR § 1.313(C)

The instant application was allowed February 24, 2004 and the issue fee was paid May 12, 2004.

Applicant hereby requests that the instant application be withdrawn from issue pursuant to 37 C.F.R. § 1.313(c)(2), in favor of an RCE. An RCE has been filed herewith in compliance with § 1.114. Filed herewith along with the RCE is an IDS.

Moreover, applicant submits that the IDS filing (with the RCE herewith), and the request for the IDS to be considered, represents good and sufficient reason why this case should be withdrawn from issue.

Thus, applicant respectfully requests that this application be withdrawn from issue pursuant to 37 C.F.R. § 1.313(c)(2) so that the RCE filed herewith can be considered.

Please feel free to contact the undersigned should any questions arise.

07/26/2004 AKELLEY 00000013 09923341

01 FC:1460

130.00 OP

RECEIVED

JUL 26 2004

OFFICE OF PETITIONS

MARSHALL et al.

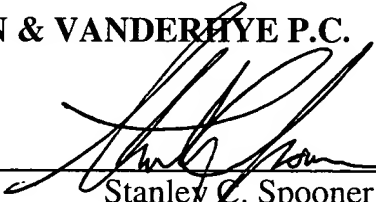
Serial No. 09/923,341

The USPTO is hereby authorized to charge any fees (i.e., any fee deficiencies) to Deposit Account No. 14-1140 necessary to effect withdrawal of this case from issue and to enable consideration of the attached RCE. A duplicate copy of this paper is attached.

Respectfully submitted,

NIXON & VANDERHYTE P.C.

By:



Stanley C. Spooner
Reg. No. 27,393

SCS:kmm

1100 North Glebe Road, 8th Floor

Arlington, VA 22201-4714

Telephone: (703) 816-4000

Facsimile: (703) 816-4100